

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

ANTHONY CARTER,

Plaintiff,

vs.

STATE OF ALASKA; STATE OF
CALIFORNIA,

Defendants.

No. C 10-4622 JSW (PR)

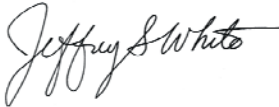
ORDER OF DISMISSAL

Plaintiff, a prisoner of the State of California, filed this pro se civil rights action under 42 U.S.C. § 1983. On October 13, 2010, the same day the complaint was filed, the Clerk notified Plaintiff that he had neither paid the filing fee nor filed an application to proceed in forma pauperis ("IFP"). Along with the notice, the Clerk mailed to Plaintiff the Court's IFP forms, instructions for completing the forms, and a stamped return envelope. In the notice, Plaintiff was informed that the case would be dismissed if he did not either pay the fee or file a completed IFP application within thirty days. Plaintiff has neither paid the filing fee nor filed an IFP application within the allotted time, nor has he explained his failure to do so. Accordingly, this case is **DISMISSED** without prejudice. *See* Fed. R. Civ. P. 41(b).

The Clerk shall enter judgment and close the file.

IT IS SO ORDERED.

DATED: December 23, 2010



JEFFREY S. WHITE
United States District Judge

UNITED STATES DISTRICT COURT
FOR THE
NORTHERN DISTRICT OF CALIFORNIA

ANTHONY CARTER,
Plaintiff,

Case Number: CV10-04622 JSW

CERTIFICATE OF SERVICE

v.

STATE OF CALIFORNIA et al,
Defendant.

I, the undersigned, hereby certify that I am an employee in the Office of the Clerk, U.S. District Court, Northern District of California.

That on December 27, 2010, I SERVED a true and correct copy(ies) of the attached, by placing said copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by depositing said envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office delivery receptacle located in the Clerk's office.

Anthony Carter
#10681257
CJ #3 Dorm 3
850 Bryant Street
San Francisco, CA 94103

Dated: December 27, 2010



Richard W. Wieking, Clerk
By: Jennifer Ottolini, Deputy Clerk